



U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

**RESPONSE TO NOTICE TO FILE
MISSING PARTS OF APPLICATION --
FILING DATE GRANTED**

Docket Number:
1662/52302

Application Number
09/829,026

Filing Date
April 9, 2001

Examiner
Not Yet Assigned

Art Unit
1614

Invention Title
**STABLE PHARMACEUTICAL COMPOSITIONS
CONTAINING 7-SUBSTITUTED-3,
5-DIHYDROXYHEPTANOIC ACIDS OR
7-SUBSTITUTED-3, 5-DIHYDROXYHEPTENOIC ACIDS**

Inventor(s)
Michael FOX et al.

Address to:
Assistant Commissioner for Patents
Washington D.C. 20231
Box Missing Parts

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box Missing Parts, Washington, D.C. 20231 on

Date: *August 8, 2001*

Paul Johnson
Signature **Paul Johnson (Reg. No. 35,559)**

To complete the filing requirements for the above-referenced application under 37 C.F.R. § 1.51, enclosed please find a Declaration signed by the inventors and an Appointment of Power of Attorney by Assignee of Entire Interest. A copy of the Notice to File Missing Parts of NonProvisional Application mailed May 24, 2001 is also enclosed.

1. The Commissioner is hereby authorized to charge payment of the 37 C.F.R. § 1.16(e) surcharge fee of **\$130.00** and any additional fees to the deposit account of **Kenyon & Kenyon**, deposit account number **11-0600**.
2. Applicants hereby request a **one-month extension of time** to respond to the Notice of May 24, 2001 which set a **two-month** period for response. The extended period for response expires on **August 24, 2001**. Please charge the \$110.00 extension fee to the deposit account of Kenyon & Kenyon, deposit account number **11-0600**.

08/13/2001 SMHASS1 00000091 09029026

01 FC:105
02 FC:115

~~130.00 CH~~
110.00 CH

3. A duplicate of this sheet is enclosed.

Date: *August 8, 2001*

By: *Paul Johnson*
Paul Johnson
Reg. No. 35,559

KENYON & KENYON
One Broadway
New York, N.Y. 10004
(212) 425-7200 (telephone)
(212) 425-5288 (facsimile)



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/829,026	04/09/2001	Michael Fox	1662/52302

CONFIRMATION NO. 8407

26646
KENYON & KENYON
ONE BROADWAY
NEW YORK, NY 10004

FORMALITIES LETTER



OC000000006113737

Date Mailed: 05/24/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

C. V.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

08/13/2001 SMINASS1 00000091 110600 09829026

01 FC:105 130.00 CH
02 FC:115 ~~130.00 CH~~